

MR1115-490

Serial Number: 10/721,882

Reply to Office Action dated 13 December 2005

**AMENDMENTS TO THE DRAWINGS**

The attached drawing sheet includes a change to FIG. 2 and replaces the original drawing sheet that had FIG. 2 thereon. In FIG. 2, the reference number "212," described in the Specification has been added.

Attachment: One Replacement sheet.

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**REMARKS**

This case has been carefully reviewed and analyzed in view of the Office Action dated 13 December 2005. Responsive to the Office Action, Claims 1 has been amended to clarify the language thereof and Claim 7 has been amended to change the dependency thereof.

In the Office Action, the Examiner objected to the drawings under 37 C.F.R. 1.84(p)(5) because they did not include the reference number "212" mentioned in the Description. Accordingly a replacement drawing sheet of FIG. 2 with the missing reference number added thereto is attached hereto.

The Examiner objected to the Specification due to informalities found therein. Responsive to the objections, the Specification has been amended to correct those informalities kindly noted by the Examiner.

In the Office Action, the Examiner objected to Claim 7 due to an informality therein and rejected Claims 1 - 18 under the judicially created doctrine of obviousness-type double patenting, as being unpatentable over Claims 1 - 18 of U.S. Patent No. 6,623,405, in view of Wood et al., U.S. Patent No. 6,761,611.

Claims 1 has been amended to correct a language error found therein and Claim 7 has been amended to correct the informality kindly noted by the Examiner by changing the dependency of that Claim. The obviousness-type double patenting rejection has been obviated by the filing of a Terminal Disclaimer and

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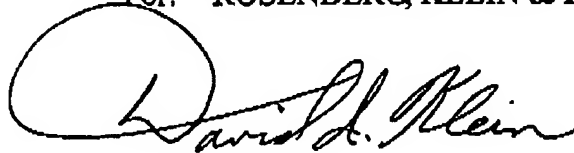
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the necessary fee. A copy of the concurrently filed Terminal Disclaimer is attached hereto.

It is now believed that the subject Patent Application has been placed in condition for allowance, and such action is respectfully requested.

Respectfully submitted,  
For: ROSENBERG, KLEIN & LEE



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Registration #33,253

Dated: 13 April 2006

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For: ROSENBERG, KLEIN & LEE

  
DAVID I. KLEIN

13 April 2006  
Date

PTO/SB/28 (09-04)

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**TERMINAL DISCLAIMER TO OBIATE A DOUBLE PATENTING  
REJECTION OVER A "PRIOR" PATENT**Docket Number (Optional)  
MR1115-490

In re Application of: Yun Yu Chuang et al.

Application No.: 10/721,882

Filed: 28 November 2003

For: WRIST EXERCISER HAVING DISPLAY AND TRANSMISSION DEVICE

**COPY**

The owner, Yun Yu Chuang and Ming Huna Lin, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. 6,623,405 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that said prior patent later:

- expires for failure to pay a maintenance fee;
- is held unenforceable;
- is found invalid by a court of competent jurisdiction;
- is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;
- has all claims canceled by a reexamination certificate;
- is reissued; or
- is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record. Reg. No. 33,253

David A. Klein  
Signature

4/13/2006  
Date

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Typed or printed name

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- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) included.

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